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**ROYAL CARIBBEAN CRUISES LTD.**

**UNITED STATES DISTRICT COURT**  
**SOUTHERN DISTRICT OF NEW YORK**

**ROYAL CARIBBEAN CRUISES LTD.,**

Plaintiff,

-against-

**NATIONAL BIOFUELS, L.P. and**  
**ENAGRA INC.**

Defendants.

USDC SDNY  
DOCUMENT  
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DOC #: \_\_\_\_\_  
DATE FILED: 7-16-07

07 Civ. 3353 (JSR)

**CONSENT**  
**ORDER**

**WHEREAS**, on or about April 26, 2007, Royal Caribbean Cruises Ltd. (hereinafter "Plaintiff") filed this action against National Biofuels, L.P. ("NBF"), and obtained the issuance of a Writ of Attachment and Garnishment and an Order for Issuance of a Writ of Attachment and Garnishment dated on or about April 30, 2007; and

**WHEREAS**, on or about May 15, 2007, Plaintiff subsequently amended its complaint to add Enagra Inc. ("Enagra"), as an additional defendant (NBF and Enagra collectively will hereinafter be referred to as "Defendants"), and obtained the issuance of an Amended Writ of

Attachment and Garnishment and an Order for Issuance of an Amended Writ of Attachment and Garnishment dated on or about May 16, 2007; and

**WHEREAS**, the Writ of Attachment and Garnishment and an Order for Issuance of a Writ of Attachment and Garnishment dated on or about April 30, 2007 and the Amended Writ of Attachment and Garnishment and an Order for Issuance of an Amended Writ of Attachment and Garnishment dated on or about May 16, 2007 (collectively referred to as the "Process of Maritime Attachment and Garnishment") were subsequently served on various garnishee banks in this district; and

**WHEREAS**, Plaintiff has attached funds that were being routed from or to accounts held by NBF or Enagra, Inc. in *at least* the collective sum of \$5,490,874.08 (the "Security"), which Security presently is in the possession of the following garnissees: (1) the amounts of \$258,890.00, \$10,684.16 and \$1,800,000.00 with Citibank, N.A.; (2) the amount of \$2,000.00 with JPMorgan Chase; and (3) the amount of \$3,419,299.92 with Deutsche Bank Trust Company Americas.

**WHEREAS**, the Plaintiff and the Defendants have agreed to a settlement of Plaintiff's claims;

**NOW**, pursuant to the subjoined consent of the attorneys for Plaintiff and Defendants:

As to any portion of the Security held by Citibank N.A. (e.g., the amounts of \$258,890.00, \$10,684.16 and \$1,800,000.00) *plus* any interest earned, it is ORDERED that all electronic fund transfers frozen by the garnishee banks in connection with the Process of Maritime Attachment and Garnishment issued in this proceeding are to be released and those

electronic fund transfers are to be immediately executed in accordance with the wiring instructions to be provided by Enagra on or before July 13, 2007;

**As to any portion of the Security held by Deutsche Bank Trust Company Americas (e.g., the amount of \$3,419,299.92), plus any interest earned it is ORDERED that all electronic fund transfers frozen by the garnishee banks in connection with the Process of Maritime Attachment and Garnishment issued in this proceeding are to be released and those electronic fund transfers are to be executed in accordance with the wiring instructions under which those electronic fund transfers were originated;**

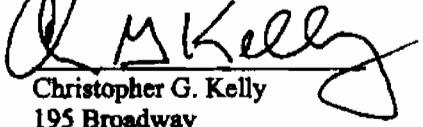
**As to any portion of the Security held by JPMorgan Chase (e.g., the amount of \$2,000.00) or any other garnishee holding the Security plus any interest earned, it is ORDERED that all electronic fund transfers frozen by the garnishee banks in connection with the Process of Maritime Attachment and Garnishment issued in this proceeding are to be released and those electronic fund transfers are to be executed in accordance with the wiring instructions under which those electronic fund transfers were originated; and it is further**

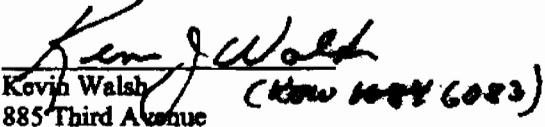
**ORDERED that should Plaintiff receive notice (from any person) of further funds frozen by garnissees pursuant to the Process of Maritime Attachment and Garnishment issued in this proceeding, this Consent Order likewise shall apply to all further funds frozen and release of such funds is directed without Plaintiff having to apply for a supplemental consent order, and all such frozen amounts shall be transferred in accordance with the original wire instructions or further order of this Court; and it is further**

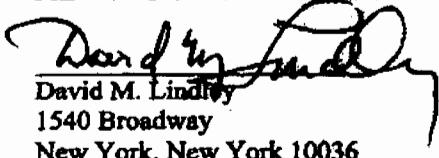
**ORDERED that no garnishee shall release the Security or any other funds frozen by garnissees pursuant to the Process of Maritime Attachment and Garnishment issued in this proceeding except as specifically directed in this Order; and it is further**

**ORDERED** that the Process of Maritime Attachment and Garnishment is vacated.

Dated: July 12, 2007

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**SO ORDERED:**

  
United States District Judge

7/12/07  
Date